

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

IN RE: DIANE M. LAVENDER

)
Debtor(s).) Case No. 20-21180-CMB
) Chapter 13
X

ORDER OF COURT
(Check Boxes That Apply)

Confirming Plan on Final Basis Chapter 13 Plan dated:

Authorizing Distributions Under Plan Amended Chapter 13 dated:
On Interim Basis Solely as Adequate August 1, 2022
Protection

IT IS HEREBY ORDERED that the Chapter 13 Plan Payment is \$925 effective 6/21.

IT IS HEREBY ORDERED that pursuant to the plan identified above (the “Plan”), as the same may be modified by this Order, the Chapter 13 Trustee is authorized to make distributions to creditors holding allowed claims from available funds on hand. Such distributions shall commence no earlier than the Chapter 13 Trustee’s next available distribution date after the first day of the month following the date on which this Order is entered on the Court’s docket.

IT IS FURTHER ORDERED that those terms of the Plan which are not expressly modified by this Order shall remain in full force and effect. To the extent any terms and conditions of the Plan are in conflict with this Order, the terms of this Order shall supersede and replace any conflicting terms and conditions of the Plan.

1. Unique Provisions Applicable Only to This Case: Only those provisions which are checked below apply to this case:

- A. For the remainder of the Plan term, the periodic monthly Plan payment is amended to be \$1030, beginning 10/22. To the extent there is no wage attachment in place or if an existing wage attachment is insufficient to fund the Plan payments, counsel to the Debtor(s) shall within seven (7) days hereof file a wage attachment motion (or motions) to fully fund the Plan payments, or shall sign up for and commence payments under the Trustee’s TFS online payment program.

- B. The length of the Plan is changed to a total of at least ____ months. This statement of duration of the Plan is an approximation. The Plan shall not be completed until the goals of the Plan have been achieved.
- C. To the extent this Order is entered as a form of adequate protection, the Trustee is authorized to distribute to secured and priority creditors with percentage fees payable to the Chapter 13 Trustee on receipt as provided for in 28 U.S.C. §586. ***Continued conciliation conferences before the Trustee or contested hearings before the Court shall proceed on such dates and times as appear on the case docket.*** The Trustee is deemed to have a continuous objection to the Plan until such time the Plan is confirmed on a final basis.

PARTIES ARE REMINDED OF THEIR DUTY TO MONITOR THE COURT'S DOCKET AND ATTEND DULY SCHEDULED HEARINGS. THE PARTIES ARE FURTHER REMINDED OF THEIR DUTY TO MEET AND CONFER AND OTHERWISE ENGAGE IN GOOD FAITH SETTLEMENT NEGOTIATIONS WITH RESPECT TO ANY OBJECTION TO PLAN CONFIRMATION. FAILURE TO COMPLY WITH THESE DUTIES MAY RESULT IN THE IMPOSITION OF SANCTIONS AGAINST THE OFFENDING PARTY.

- D. Plan confirmation is subject to the resolution of all actions to determine the avoidability, priority, or extent of liens; including determination of the allowed amount of secured claims under 11 U.S.C. §506, disputes over the amount and allowance of claims entitled to priority under 11 U.S.C. §507, and all objections to claims.
- E. The allowed claims of general unsecured creditors shall be paid from available funds on a pro rata basis, which may represent an increase or decrease in the amount projected in the Plan.
- F. The following utility creditor _____ shall be paid monthly payments of \$_____ beginning with the Trustee's next distribution and continuing for the duration of the Plan's term, to be applied by that creditor to its administrative claim, ongoing budget payments and/or security deposit. These payments shall be at the third distribution level.
- G. The claims of the following creditors shall govern as to amount, classification and rate of interest (or as otherwise noted), unless the Debtor(s) successfully objects to the claim:

- H. The secured claims of the following creditors shall govern as to claim amount, to be paid at the modified plan interest rate in a monthly amount to be determined by Trustee to pay the claim in full during the Plan term:

- I. The secured claim(s) of the following creditors shall govern as to claim amount, to be paid at the indicated interest rate in a monthly amount to be determined by Trustee to pay in full during the Plan term:

- J. The secured claim(s) of the following creditor(s) shall govern, following all allowed post-petition payment change notices filed of record:
US Bank NA CL.#4
- K. Additional Terms and Conditions:
*Debtor to immediately implement TFS, ACH or wage attachment, whichever applicable
*Trustee's COD filed 7-11-22 at Doc 43 is resolved per this Order

2. Deadlines. The following deadlines are hereby established and apply to this case:

A. Applications to retain brokers, sales agents, or other professionals. If the Plan contemplates a sale or sales of assets or the recovery of litigation proceeds as a source of funding, Debtor(s) shall file motion(s) to employ the necessary professionals within thirty (30) days hereof.

B. Review of Claims Docket and Objections to Claims. Pursuant to *W.P.A.LBR 3021-1(c)(2)*, the Debtor(s) (or Debtor(s)' attorney, if represented), shall review the proofs of claim filed in this case and shall file objections (1) to any disputed timely filed claims within ninety (90) days after the claims bar date, or (2) to any disputed late filed or amended claims within ninety (90) days after the amended and/or late claims are filed and served. Absent a timely objection or further order of the Court, the timely filed proof of claim will govern as to the classification and amount of the claim; provided however, no creditor shall receive a distribution in this case until such time as the relevant allowed claim is provided for in the Plan or any subsequent amended plan.

C. Motions or Complaints Pursuant to §§506, 507 or 522. All actions to determine the priority, avoidability, or extent of liens, and all actions pursuant to *11 U.S.C. §§506, 507 and 522* shall be filed within ninety (90) days after the claims bar date.

D. Filing Amended Plans or Other Stipulation. Within fourteen (14) days after the Bankruptcy Court resolves the priority of a claim, avoidability of a lien or interest, or extent of a lien, or any objection to claim, the Debtor(s) shall file an Amended Plan or Stipulated Order Modifying Plan to provide for the allowed amount of the lien or claim if the allowed amount and/or treatment differs from the amount and/or treatment stated in the Plan. The Debtor(s) or Counsel for Debtor(s) should inquire with the Chapter 13 Trustee regarding whether an Amended Plan or proposed Stipulated Order Modifying Plan is the preferred course of action. In addition, if after the conclusion of the claims bar date and any associated litigation, the Plan is underfunded, Debtor(s) shall also file (1) an amended Plan increasing the monthly Plan payment, and (2) a

revised wage attachment to provide for the increased funding.

3. Additional Provisions. The following additional provisions apply in this case:

A. Any creditor who files or amends a proof of claim shall serve a copy on the Debtor(s) or counsel for the Debtor(s).

B. The Trustee shall hold in reserve any distributions under the Plan to any creditor who holds a claim that is provided for in the Plan but which is subject to a duly filed claims objection. Upon entry of further order of the Court, or ultimate allowance of the disputed claim provided for in the Plan, the Trustee may release the reserve and make distribution to the affected creditor. Unless otherwise permitted by separate Order of Court, Trustee shall not commence distributions to unsecured creditors until after the later of the government bar date and a filed notice of an intention to pay claims (the later date being the "Earliest Unsecured Distribution Date"). Trustee may, but has no obligation to, further defer distributions to unsecured creditors until a later date after the Earliest Unsecured Distribution Date.

C. Any creditor whose payment changes due to variable interest rates, change in escrow, or change in monthly payments, shall notify the Trustee, Debtor(s)' counsel and Debtor(s) at least twenty-one (21) days prior to the change taking effect.

D. Debtor(s)' counsel must file a fee application in accordance with *W.P.A.LBR 2016-1* before attorney fees in excess of the "no look" provision (including retainer) will be allowed or paid.

E. The Trustee shall file a *Certificate of Default and Request for Dismissal* of the case in the event of a material Plan default.

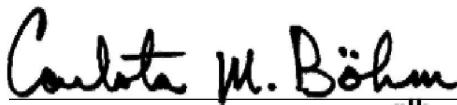
F. In the event that any order is entered in this case granting relief from the automatic stay to a secured creditor, then the Trustee shall make no further disbursements to any creditor on account of any allowed ***secured claim*** (that is secured by the property subject to the relief from stay order), unless otherwise directed by further Order of Court.

G. The Debtor(s) shall maintain all policies of insurance on all property of the Debtor(s) and this estate as required by law and/or contract.

H. The Debtor(s) shall pay timely all post-confirmation tax liabilities directly to the appropriate taxing authorities as they become due.

Dated: September 23, 2022

cc: All Parties in Interest to be served by Clerk


Carlota M. Böhm

Carlota M. Böhm
United States Bankruptcy Judge

FILED
9/23/22 2:12 pm
CLERK
U.S. BANKRUPTCY
COURT - WDPA

In re:
Diane M. Lavender
Debtor

Case No. 20-21180-CMB
Chapter 13

District/off: 0315-2
Date Rcvd: Sep 23, 2022

User: auto
Form ID: pdf900

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Total Noticed: 31

The following symbols are used throughout this certificate:

Symbol Definition

- + Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.
- ++ Addresses marked '++' were redirected to the recipient's preferred mailing address pursuant to 11 U.S.C. § 342(f)/Fed. R. Bank. P. 2002(g)(4).
- ^ Addresses marked '^' were sent via mandatory electronic bankruptcy noticing pursuant to Fed. R. Bank. P. 9036.
- ## Addresses marked '##' were identified by the USPS National Change of Address system as undeliverable. Notices will no longer be delivered by the USPS to these addresses; therefore, they have been bypassed. The debtor's attorney or pro se debtor was advised that the specified notice was undeliverable.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Sep 25, 2022:

Recip ID	Recipient Name and Address
db	+ Diane M. Lavender, 1040 Universal Road, Pittsburgh, PA 15235-3859
15226625	++ COLLECTION SERVICE CENTER INC, 363 VANADIUM ROAD, STE 109, PITTSBURGH PA 15243-1477 address filed with court:, Collection Service Cen, P.O. Box 14931, Pittsburgh, PA 15234
15226629	+ Deca Financial Services, 12175 Visionary Way, Fishers, IN 46038-3069
15226630	+ Dollar Bank, 2700 Liberty Avenue, Pittsburgh, PA 15222-4700
15226634	+ Lamont Hanley & Associates, 1138 Elm Street, Manchester, NH 03101-1531
15226636	+ People Gas, PO BOX 644760, Pittsburgh, PA 15264-4760
15226637	+ Peoples Natural Gas, P.O. Box 644760, Pittsburgh, PA 15264-4760
15226639	+ Professional Account Management In., P.O. BOX 391, Milwaukee, WI 53201-0391
15226640	+ The Wilkinsburgh Penn Joint Water Author, 2200 Robinson Blvd, Pittsburgh, PA 15221-1193
15226644	+ Wilkinsburg-Penn Joint Water Authority, 2200 Robinson Blvd, Wilkinsburg, PA 15221-1193

TOTAL: 10

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
cr	+ Email/Text: RASEBN@raslg.com	Sep 23 2022 23:21:00	U.S. Bank National Association,, Robertson, Anschutz, Schneid & Crane LLC, 10700 Abbotts Bridge Road, Suite 170, Duluth, GA 30097-8461
15226622	+ Email/Text: EBNProcessing@afni.com	Sep 23 2022 23:21:00	AFNI, Inc., 404 Brock Drive, Bloomington, IL 61701-2654
15226623	Email/Text: creditcardbkcorrespondence@bofa.com	Sep 23 2022 23:21:00	Bank Of America, 4161 Piedmont Pkwy, Greensboro, NC 27410
15226624	+ Email/Text: bankruptcy@clearviewfcu.org	Sep 23 2022 23:21:00	Clearview Federal Cu, 8805 University Blvd, Moon Township, PA 15108-4212
15226626	+ Email/Text: bankruptcy@firstenergycorp.com	Sep 23 2022 23:21:00	Collection Service Cen, 839 5th Ave, New Kensington, PA 15068-6303
15226627	+ Email/Text: commonwealth@ebn.phinsolutions.com	Sep 23 2022 23:21:00	Commonwealth Financial Systems, 245 Main Street, Dickson City, PA 18519-1641
15226686	+ Email/Text: ebnnotifications@creditacceptance.com	Sep 23 2022 23:21:00	Credit Acceptance, 25505 W 12 Mile Rd, Ste 3000, Southfield MI 48034-8331
15250733	+ Email/Text: kburkley@bernssteinlaw.com	Sep 23 2022 23:21:00	Duquesne Light Company, c/o Bernstein-Burkley, P.C., 707 Grant St., Suite 2200, Gulf Tower, Pittsburgh, PA 15219-1945
15226631	+ Email/Text: kburkley@bernssteinlaw.com	Sep 23 2022 23:21:00	Duquesne Light Company, Payment Processing Center, Pittsburgh, PA 15267-0001
15226633	+ Email/PDF: ais.fpc.ebn@aisinfo.com		

District/off: 0315-2

User: auto

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Date Rcvd: Sep 23, 2022

Form ID: pdf900

Total Noticed: 31

		Sep 23 2022 23:32:43	First Premier, 601 S. Minnesota Ave, Suite 208, Sioux Falls, SD 57104-4824
15236411	Email/PDF: resurgentbknotifications@resurgent.com	Sep 23 2022 23:32:44	LVNV Funding, LLC, Resurgent Capital Services, PO Box 10587, Greenville, SC 29603-0587
15226635	+ Email/Text: bankruptcydepartment@tsico.com	Sep 23 2022 23:21:00	NCO Fin/99, P.O. Box 15636, Wilmington, DE 19850-5636
15226638	Email/PDF: PRA_BK2_CASE_UPDATE@portfoliorecovery.com	Sep 23 2022 23:32:43	Portfolio Recovery Associates, LLC, Riverside Commerce Center, 120 Corporate Blvd., Ste 100, Norfolk, VA 23502
15307677	Email/Text: RVSVCBICNOTICE1@state.pa.us	Sep 23 2022 23:21:00	Pennsylvania Department of Revenue, Bankruptcy Division PO Box 280946, Harrisburg, Pa. 17128-0946
15230282	+ Email/Text: ebnpeoples@grblaw.com	Sep 23 2022 23:21:00	Peoples Natural Gas Company LLC, c/o S. James Wallace, P.C., 845 N. Lincoln Avenue, Pittsburgh, PA 15233-1828
15236234	+ Email/Text: nsm_bk_notices@mrc cooper.com	Sep 23 2022 23:21:00	U.S. Bank National Association, ATTN: Bankruptcy Dept, PO Box 619096, Dallas, TX 75261-9096
15240413	^ MEBN	Sep 23 2022 23:17:59	UPMC Health Services, PO Box 1123, Minneapolis, MN 55440-1123
15240414	^ MEBN	Sep 23 2022 23:17:55	UPMC Physician Services, PO Box 1123, Minneapolis, MN 55440-1123
15226642	+ Email/Text: EBankruptcy@UCFS.NET	Sep 23 2022 23:21:00	United Consumer Financial, 865 Bassett Road, Westlake, OH 44145-1194
15226643	+ Email/Text: wfmelectronicbankruptcynotifications@verizonwireless.com	Sep 23 2022 23:21:00	Verizon, 500 Technology Drive, Suite 300, Weldon Spring, MO 63304-2225
15247779	Email/PDF: ebn_ais@aisinfo.com	Sep 23 2022 23:32:43	Verizon, by American InfoSource as agent, PO Box 4457, Houston, TX 77210-4457

TOTAL: 21

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID	Bypass Reason	Name and Address
cr		NATIONSTAR MORTGAGE LLC D/B/A MR. COOPER
cr	*+	Duquesne Light Company, c/o Bernstein-Burkley, P.C., 707 Grant Street, Suite 2200, Gulf Tower, Pittsburgh, PA 15219-1945
cr	*+	Peoples Natural Gas Company LLC, c/o S. James Wallace, P.C., 845 N. Lincoln Ave., Pittsburgh, PA 15233-1828
15230380	*+	AFNI, Inc., 404 Brock Drive, Bloomington, IL 61701-2654
15230381	*P++	BANK OF AMERICA, PO BOX 982238, EL PASO TX 79998-2238, address filed with court; Bank Of America, 4161 Piedmont Pkwy, Greensboro, NC 27410
15230383	*P++	COLLECTION SERVICE CENTER INC, 363 VANADIUM ROAD, STE 109, PITTSBURGH PA 15243-1477, address filed with court; Collection Service Cen, P.O. Box 14931, Pittsburgh, PA 15234
15230382	*+	Clearview Federal Cu, 8805 University Blvd, Moon Township, PA 15108-4212
15230384	*+	Collection Service Cen, 839 5th Ave, New Kensington, PA 15068-6303
15226628	*+	Commonwealth Financial Systems, 245 Main Street, Dickson City, PA 18519-1641
15230385	*+	Commonwealth Financial Systems, 245 Main Street, Dickson City, PA 18519-1641
15230386	*+	Deca Financial Services, 12175 Visionary Way, Fishers, IN 46038-3069
15230387	*+	Dollar Bank, 2700 Liberty Avenue, Pittsburgh, PA 15222-4700
15230388	*+	Duquesne Light Company, Payment Processing Center, Pittsburgh, PA 15267-0001
15230389	*+	Escallate LLC, 5200 Stoneham Road, Suite 200, North Canton, OH 44720-1584
15230390	*+	First Premier, 601 S. Minnesota Ave, Suite 208, Sioux Falls, SD 57104-4824
15230391	*+	Lamont Hanley & Associates, 1138 Elm Street, Manchester, NH 03101-1531
15230392	*+	NCO Fin/99, P.O. Box 15636, Wilmington, DE 19850-5636
15230395	*P++	PORTFOLIO RECOVERY ASSOCIATES LLC, PO BOX 41067, NORFOLK VA 23541-1067, address filed with court; Portfolio Recovery Associates, LLC, Riverside Commerce Center, 120 Corporate Blvd., Ste 100, Norfolk, VA 23502
15230393	*+	People Gas, PO BOX 644760, Pittsburgh, PA 15264-4760
15230394	*+	Peoples Natural Gas, P.O. Box 644760, Pittsburgh, PA 15264-4760

District/off: 0315-2

User: auto

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15230396	*+	Professional Account Management In., P.O. BOX 391, Milwaukee, WI 53201-0391
15230397	*+	The Wilkinsburgh Penn Joint Water Author, 2200 Robinson Blvd, Pittsburgh, PA 15221-1193
15230398	*+	Trident Asset Management, 5755 N. Point Pkwy, Suite 12, Alpharetta, GA 30022-1136
15230399	*+	United Consumer Financial, 865 Bassett Road, Weatlake, OH 44145-1194
15230400	*+	Verizon, 500 Technology Drive, Suite 300, Weldon Spring, MO 63304-2225
15230401	*+	Wilkinsburg-Penn Joint Water Authority, 2200 Robinson Blvd, Wilkinsburg, PA 15221-1193
15226632	##+	Escallate LLC, 5200 Stoneham Road, Suite 200, North Canton, OH 44720-1584
15226641	##+	Trident Asset Management, 5755 N. Point Pkwy, Suite 12, Alpharetta, GA 30022-1136

TOTAL: 1 Undeliverable, 25 Duplicate, 2 Out of date forwarding address

NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Sep 25, 2022

Signature: /s/Gustava Winters

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on September 23, 2022 at the address(es) listed below:

Name	Email Address
Bernadette Irace	on behalf of Creditor U.S. Bank National Association birace@milsteadlaw.com, bkecf@milsteadlaw.com
Brian Nicholas	on behalf of Creditor NATIONSTAR MORTGAGE LLC D/B/A MR. COOPER bnicholas@kmllawgroup.com
Charles Griffin Wohlrab	on behalf of Creditor U.S. Bank National Association cwohlrb@raslg.com
David Neeren	on behalf of Creditor U.S. Bank National Association dneeren@rasnj.com
Franklin L. Robinson, Jr.	on behalf of Debtor Diane M. Lavender frobi69704@aol.com flrlegal@excite.com;robinsonfr66530@notify.bestcase.com
Keri P. Ebeck	on behalf of Creditor Duquesne Light Company kebeck@bernsteinlaw.com jbluemle@bernsteinlaw.com
Lorraine Gazzara Doyle	on behalf of Creditor U.S. Bank National Association lorraine@mvrlegal.com, diane@mvrlegal.com;bankruptcy@friedmanvartolo.com
Office of the United States Trustee	ustpregion03.pi.ecf@usdoj.gov
Ronda J. Winnecour	cmevf@chapter13trusteewdpa.com
S. James Wallace	on behalf of Creditor Peoples Natural Gas Company LLC ecfpeoples@grblaw.com PNGbankruptcy@peoples-gas.com

TOTAL: 10